

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

LEROY "BUD" BENSEL, et al.,

Plaintiffs,

v.

ALLIED PILOTS ASSOCIATION et  
al.,

Defendants.

HONORABLE JOSEPH E. IRENAS

CIVIL ACTION NO. 02-2917 (JEI)

**ORDER DENYING DEFENDANT'S  
MOTION FOR SUMMARY JUDGMENT.**

**APPEARANCES:**

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**IRENAS**, Senior District Judge:

This Matter having appeared before the Court upon the Defendant's Motion for Summary Judgment (Docket No. 295), the Court having considered the submission of the parties and for the reasons set forth in the Opinion issued by this Court on even date herewith, which findings of fact and conclusions of law are incorporated herein by reference, and for good cause appearing;

**IT IS** on this day 17<sup>th</sup> of December, 2009,

**ORDERED THAT:** Defendant's Motion for Summary Judgment is **denied.**

S/ Joseph E. Irenas  
JOSEPH E. IRENAS, S.U.S.D.J.